

1 HEATHER E. WILLIAMS, CA BN #122664  
Federal Defender  
2 KARA R. OTTERVANGER FL BN# 0112110  
Assistant Federal Defender  
3 Office of the Federal Defender  
2300 Tulare Street, Suite 330  
4 Fresno, CA 93721-2226  
Telephone: (559) 487-5561  
5 Fax: (559) 487-5950

6 Attorney for Defendant  
CHARLES GEARHEART  
7

8 IN THE UNITED STATES DISTRICT COURT  
9 FOR THE EASTERN DISTRICT OF CALIFORNIA  
10

11 UNITED STATES OF AMERICA,

12 Plaintiff,

13 vs.

14 CHARLES GEARHEART,

15 Defendant.  
16  
17

Case No. 1:25-cr-00065-JLT

**STIPULATION TO MODIFY BRIEFING  
SCHEDULE; ORDER**

18 The parties, through their respective counsel, Assistant United States Attorneys Chan Hee  
19 Chu and Cody Chappel, counsel for the United States of America, and Assistant Federal Defenders  
20 Kara R. Ottervanger and Lisa Ndembu Lumeya, counsel for Charles Edward Gearheart, Jr., hereby  
21 jointly move the Court to modify the briefing schedule in this matter.

22 On April 1, 2025, a briefing schedule was filed pursuant to Local Rule 422. [ECF # 79].  
23 The schedule currently requires the initial brief be filed within twenty-one days after receipt of the  
24 requested transcripts, the response brief twenty-one days after the initial brief, and the reply brief  
25 seven days after the response brief. After conferring, the parties believe that, based on the parties'  
26 respective obligations in other cases, as well as pre-existing out-of-office travel, the current  
27 briefing schedule does not allow sufficient time for the parties to fully brief the issues in this case.  
28 Accordingly, the parties request the following deadlines:

Appellant's initial brief: July 9, 2025.

Appellee's response brief: September 3, 2025.

Appellant's response brief: October 1, 2025.

Respectfully submitted,

HEATHER E. WILLIAMS  
Federal Defender

Date: April 21, 2025

/s/ Kara R. Ottervanger  
KARA R. OTTERVANGER  
LISA NDEMBU LUMEYA  
Assistant Federal Defender  
Counsel for Defendant Charles E. Gearheart

MICHELE BECKWITH  
Acting United States Attorney

Date: April 15, 2025

/s/ Chan Hee Chu  
CHAN HEE CHU  
Assistant United States Attorney  
Attorney for Plaintiff

### **ORDER**

IT IS HEREBY ORDERED that the briefing schedule in this matter is amended as follows: Appellant's initial brief shall be served and filed by July 9, 2025. Appellee's response brief shall be filed by September 3, 2025. Appellant's response brief shall be filed by October 1, 2025.

IT IS SO ORDERED.

Dated: **April 21, 2025**

  
UNITED STATES DISTRICT JUDGE